

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

IN RE XPO LOGISTICS, INC.  
DERIVATIVE LITIGATION

C.A. NO. 19-CV-889-RGA

**LOUIS DEJOY'S RESPONSE TO PLAINTIFFS' MOTION FOR LEAVE TO  
FILE A FIRST AMENDED CONSOLIDATED SHAREHOLDER DERIVATIVE  
COMPLAINT AND TO STAY BRIEFING ON DEFENDANTS' MOTIONS TO DISMISS**

Defendant Louis DeJoy respectfully responds to Plaintiffs' Motion for Leave to File a First Amended Consolidated Shareholder Derivative Complaint and to Stay Briefing On Defendants' Motions to Dismiss (D.I. 37) (the "Motion"), pursuant to D. Del. LR 7.1.2(b), as follows:

The proposed amended complaint does not allege claims against Mr. DeJoy. As set forth in his pending motion to dismiss with prejudice and as admitted by Plaintiffs' proposed amended complaint, Mr. DeJoy should be dismissed from this lawsuit.

Respectfully submitted,

/s/ Kevin J. Mangan

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